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FACSIMILE TRANSMISSION COVER SHEET

TO: Ms. Evans
USPTO-Appcals Division

FACSIMILE NO.: (571) 273-8300

TELEPHONE NO.:

FROM: Teri Nelmark

DATE: May 25, 2006

PAGES: 4 (including cover)

OUR REF. NO.: 545.44

RE: Serial No. 10/801,258

COMMENTS: Ms. Evans, pursuant to our telephone conversation, I have attached a copy of the Notice of Appeal which was erroneously filed with the TTAB on May 10, 2006. Please feel free to charge our deposit account 04-0822. Thank you.

Hard Copy To Follow: ☐ Yes ☐ No

CONFIDENTIALITY NOTE

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Serial No. 10/60,258 File No. 545.44 By MEB/mibwIn the Matter of the Application of Arthur LamsteinDate Mailed May 10, 2006

Due Date

The following has been received in the U.S. Patent Office on the date stamped hereon.

- | | |
|--|---|
| <input type="checkbox"/> Oath / Declaration | <input type="checkbox"/> ITU Trademark Application |
| <input type="checkbox"/> Power of Attorney | <input type="checkbox"/> Issue Fee Transmittal Form |
| <input checked="" type="checkbox"/> Check <u>250.00</u> | <input type="checkbox"/> Trademark Appn. & Specimens |
| <input checked="" type="checkbox"/> Deposit Account Order Form | <input type="checkbox"/> Sec. 8 & 15 Affidavits |
| <input type="checkbox"/> Drawings _____ sheets | <input type="checkbox"/> Trademark Renewal Appn. |
| <input type="checkbox"/> Informal | <input type="checkbox"/> Utility (regular) Appn. |
| <input type="checkbox"/> Formal | <input type="checkbox"/> Design Patent Appn. |
| <input type="checkbox"/> Assignment | <input type="checkbox"/> Plant Appn. |
| <input type="checkbox"/> Letter (transmittal) | <input type="checkbox"/> Terminal Disclaimer |
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| <input type="checkbox"/> (Prior Art) Statement | <input type="checkbox"/> Small Entity Declaration |
| <input type="checkbox"/> Notice of Appeal | <input checked="" type="checkbox"/> Certificate of Mailing |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Express Mail Certificate |
| <input type="checkbox"/> Amendment / Response | <input checked="" type="checkbox"/> Other <u>Notice of Appeal</u> |
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PATENT

Attorney Docket No. 545.44

UNITED STATES PATENT AND TRADEMARK OFFICE
TRADEMARK TRIAL AND APPEAL BOARD

In re Application of AARON LAMSTEIN) Group Art Unit: 3611
Application No. 10/801,258) Examiner: Joanne Silberman
Filing Date:: 3/15/2004) NOTICE OF APPEAL
For: PRODUCT DISPLAY SYSTEM)

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with
the United States Postal Service as first class mail in an
envelope addressed to: Box TTAB-FEE, Commissioner for
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on 5/25/06
By: Teri Nelmark
Teri Nelmark

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Sir:

Applicant hereby appeals the decision of the Examiner in finally rejecting claims 1-12. The final rejection was mailed on February 28, 2006. As such the present Notice of Appeal has been timely filed. Applicant has enclosed its appeal fee in the amount of \$250.00.

In the event that there is any deficiency in this fee, the Commissioner is hereby authorized to charge any underpayment of fees associated with this communication or credit any overpayment to Deposit Account No. 04-0822. This notice is submitted in triplicate.

Respectfully submitted.

DERGOSITS & NOAH LLP

Dated:

May 10, 2006Michael E. Dergosits
Michael E. Dergosits

Dergosits & Noah LLP
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11-4288/1210

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May 10, 2006

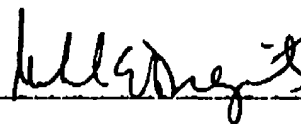
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